

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JUSTIN OLIVER,	)	
	)	
Plaintiff,	)	8:14CV62
	)	
v.	)	
	)	
OMAHA POLICE DEPARTMENT and	)	MEMORANDUM AND ORDER
AARON GURZICK, ser no. 1884,	)	
	)	
Defendants.	)	
_____	)	

This matter is before the Court on its own motion. On February 27, 2014, plaintiff filed his Complaint and Motion for Leave to proceed in forma pauperis ("IFP") (Filing Nos. [1](#) and [2](#)). However, due to certain technical defects, the complaint cannot be further processed until such defects are corrected. To assure further consideration of the complaint, plaintiff must correct the defect listed below. **FAILURE TO CORRECT THE DEFECT WILL RESULT IN DISMISSAL OF THE COMPLAINT.**

Plaintiff did not include a copy of his prison trust account statement with his IFP motion. See [28 U.S.C. § 1915\(a\)\(2\)](#) (requiring a "prisoner seeking to bring a civil action . . . without prepayment of fees" to "submit a certified copy of the trust fund account statement (or institutional equivalent) for the prisoner for the 6-month period immediately preceding the filing of the complaint . . . obtained from the appropriate

official of each prison at which the prisoner is or was confined"). Accordingly, plaintiff shall have until April 25, 2014, to either tender the \$400.00 filing and administrative fees to the clerk of the court or submit a prison trust account statement in accordance with [28 U.S.C. § 1915\(a\)\(2\)](#).

IT IS ORDERED:

1. Plaintiff is directed to correct the above-listed technical defect in the complaint on or before **April 25, 2014**.

2. Failure to comply with this Memorandum and Order will result in dismissal of this matter without further notice.

DATED this 31st day of March, 2014.

BY THE COURT:

/s/ Lyle E. Strom

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LYLE E. STROM, Senior Judge  
United States District Court